



376/17

PATENT

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

Serial No.: 09/808,567)
)
Filed: March 14, 2001)
)
Art Unit: 3761)
)
Examiner: G. Dawson)
)
For: BREATHING)
ASSISTANCE)
APPARATUS)
)
Applicant: Seakins et al.)
)
Atty Docket No.: 1171/39258/92)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA on:

Date of Deposit: July 18, 2003

Tiffany E. Sexton
Tiffany E. Sexton

TRANSMITTAL OF SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
AFTER MAILING OF OFFICE ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

JUL 24 2003

TECHNOLOGY CENTER R3700

Sir:

In accordance with Applicant's duty of candor under 37 CFR §1.56 and in compliance with 37 CFR §1.97 and §1.98, Applicant is not aware of any material prior art but, in an abundance of caution and candor, Applicant submits the present Supplemental Information Disclosure Statement. A copy of each of the listed references are included herewith. This Supplemental Information Disclosure Statement and the enclosures constitute a bona fide attempt to comply with 37 CFR §1.97 and §1.98.

Applicant first became aware of the references cited in this Supplemental Information Disclosure Statement through an Office Action dated July 1, 2003 which issued in corresponding United States patent application Serial No. 09/956,723.

The Supplemental Information Disclosure Statement transmitted herewith is being filed after receipt of the Office Action but before the Notice of Allowance and before the payment of the issue fee.

Applicant states that no item of information contained in the Supplemental Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the Supplemental Information Disclosure

Statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the Supplemental Information Disclosure Statement.

Applicant believes that a fee is not required for this submission. If the Commissioner believes that a fee is required, the Commissioner is authorized to such fee to Deposit Account No. 20-1495.

In accordance with 37 C.F.R. §1.97, the presentation of this information shall not be construed as a representation that no other material information as defined in 37 C.F.R. §1.56 exists, or as an admission that the information cited in this statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56.

Respectfully submitted,

Dated: July 18, 2003

By: Raiford A. Blackstone, Jr.
Raiford A. Blackstone, Jr., Reg. No. 25,156
Linda L. Palomar, Reg. No. 37,903
Trexler, Bushnell, Giangiorgi,
Blackstone & Marr, Ltd.
105 W. Adams Street, 36th Floor
Chicago, Illinois 60603
(312) 704-1890

